

MINUTES

NEVADA STATE BOARD OF OPTOMETRY REGULAR TELEPHONE MEETING

July 13th, 2005
Office of the Nevada State Board of Optometry
1000 East William
Suite 109
Carson City, Nevada

Dr. Alleman asked for public comment. There was no public comment.

A regular telephone meeting of the Nevada Board of Optometry was called to order by Board President, Kurt G. Alleman, O.D., at 8:00 o'clock a.m. on July 13th, 2005, at the office of the Board of Optometry, 1000 East William, Suite 109, Carson City, Nevada.

Identifying themselves as participating were:

Kurt G. Alleman, O.D., Board President
Brad C. Stewart, O.D., Board Member
Jack Sutton, O.D., Board Member
George Bean, Board Member

Participating and present at the Board office were:

Judi Kennedy, Executive Director
Mark Marsh, Esq.

The Minutes of the May 13th, 2005, meeting were presented for approval. Mr. Bean moved the Minutes be approved as drafted. Dr. Stewart seconded the motion. The vote was unanimous.

The Board considered Agenda Item 3, the Complaint of Judi D. Kennedy, as Executive Director vs. Lesa D. Davis, O.D. Ms. Kennedy advised the Board that Dr. Davis had returned the signed stipulation, and that she had paid the administrative fine. Dr. Sutton moved the complaint be dismissed based on resolution. Mr. Bean seconded the motion. The vote was unanimous.

The Board considered Agenda Item 4, the Complaint of Judi D. Kennedy, as Executive Director, vs. Amel Y. Afifi, O.D. Ms. Kennedy advised the Board Dr. Afifi had not responded to the complaint, nor had she returned the signed stipulation which is the subject of the complaint. The Board discussed the possibility of reopening the prior case against Dr. Afifi. Mr. Marsh indicated because Dr. Afifi's had failed to return the stipulation in the prior case, that it had not been finalized. After further discussion, Dr. Sutton moved a formal accusation be filed against Dr. Afifi in Case No. 05-04. Dr. Stewart seconded the motion. The vote was unanimous.

The Board reviewed Agenda Item 5, a draft of correspondence to licensees known by the Board to be practicing in surgical settings. The Board discussed the possibility of sending the letter to all licensees. Mr. Marsh stated if the Board was concerned about an equal protection situation, he believed the Board has a reasonable basis for exercising its authority by sending the letter only to those licensees known to the Board to be practicing in surgical settings. The Board directed Ms. Kennedy to send the letter to those licensees.

Dr. Alleman asked for public comment. There was no public comment.

The Board scheduled a telephone meeting for Wednesday, November 16th, 2005. Dr. Sutton moved the meeting adjourn. Mr. Bean seconded the motion. The meeting adjourned at 8:40 o'clock a.m.